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PATENT
ATTORNEY DOCKET NO. 056103-5057-13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Robert BLAKE et al.

Application No.: 10/071,949

Filed: February 6, 2002

For: AUTOMATIC HAND-SUPPORTABLE
LASER SCANNER AND METHOD OF
READING BAR CODE SYMBOLS
USING SAME

RECEIVED

MAY 21 2004

OFFICE OF PETITIONS

Confirmation No.: 4202

Group Art Unit: Unassigned

OFFICE OF PETITIONS

ATTN: BOX DAC

Commissioner for Patents
BOX DAC
Arlington, VA 22202

Sir:

**PETITION TO REVIVE AN ABANDONED
APPLICATION UNDER 37 C.F.R. § 1.137(b)**

Pursuant to the provisions of 37 C.F.R. §1.137(b), Applicants hereby petition to revive the above-referenced application which has been unintentionally abandoned because no response to the Notice to File Corrected Application Papers dated April 5, 2002 was filed. The Notification set a due date for response of June 5, 2002. To date, no Notice of Abandonment has been received from the U.S.P.T.O.

The entire delay in filing the required response to the Office Action from the due date for the response until the filing of this petition was unintentional.

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Applicants hereby petition for revival of this application and include the following items:

1. Petition fee under 37 C.F.R. §§1.17(m) and 1.137(b)(2)

[X] Authorization to charge **Deposit Acct. No. 50-0310** in the amount of \$1,330.00 for:

Petition to Revive.....\$1,330.00

2. Response to Notice to File Corrected Application Papers and Submission of Replacement Drawings.

3. Constructive Petition

[X] **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and §1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: 

Robert J. Goodell
Reg. No. 41,040

Dated: May 18, 2004

Customer No. 009629
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